

**IN THE UNITED STATES DISTRICT COURT  
FOR DISTRICT OF DELAWARE**

ROBOCAST, INC.	)	
a Delaware corporation,	)	
	)	
Plaintiff,	)	
	)	
v.	)	C.A. No. 22-304 (RGA)
	)	<b>CONFIDENTIAL</b>
YOUTUBE, LLC, a Delaware limited	)	<b>FILED UNDER SEAL</b>
liability company; and GOOGLE LLC,	)	
a Delaware limited liability company,	)	
	)	
Defendants.	)	

**DECLARATION OF PHIL HARNISH IN SUPPORT OF  
DEFENDANTS' MOTION TO TRANSFER VENUE**

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Google LLC*

**IN THE UNITED STATES DISTRICT COURT  
FOR DISTRICT OF DELAWARE**

ROBOCAST, INC.	)	
a Delaware corporation,	)	
	)	
Plaintiff,	)	
	)	
v.	)	C.A. No. 22-304 (RGA)
	)	
YOUTUBE, LLC, a Delaware limited	)	UNREDACTED VERSION
liability company; and GOOGLE LLC,	)	
a Delaware limited liability company,	)	
	)	
Defendants.	)	

**DECLARATION OF PHIL HARNISH IN SUPPORT OF DEFENDANTS’ MOTION TO  
TRANSFER VENUE**

I, Phil Harnish, declare and state as follows:

1. I am a Technical Lead at Google LLC (“Google”) and am responsible for the YouTube application user experience across www.youtube.com (the desktop application), the YouTube application for the Android platform, and the YouTube application for the iOS operating system. I have been a Google employee working on the YouTube platform since July 2008. My office is YouTube headquarters which is located in San Bruno, California.

2. I am over 18 years of age and have personal knowledge of the facts set forth in this Declaration. If called as a witness, I could and would testify competently to the information contained herein.

3. As a Technical Lead for YouTube, I am familiar with and have knowledge of the YouTube platform’s playlist features, including the technological implementation of how the YouTube desktop application and mobile applications play videos from a playlist.

4. I am Technical Lead for a team of approximately 150 software engineers who are primarily assigned to Google’s offices in the San Francisco Bay Area. Of that team 9 engineers


work on YouTube platform's playlist features referred to above and all 9 are assigned to San Bruno, California. No member of my team is assigned to Delaware.

5. I work with Ben Hulse who is a software engineer overseeing YouTube's "Client Infrastructure Player" team. Mr. Hulse and his team are responsible for the technological implementation of how YouTube desktop and mobile applications play videos from a playlist. Mr. Hulse is assigned to Google's offices in San Bruno, California. Mr. Hulse's team consists of 24 individuals: 21 are assigned to San Bruno, California and 3 work remotely (1 in Hawaii, 1 in Los Angeles, California, and 1 in San Diego, California). No member of Mr. Hulse's team is assigned to Delaware.

6. As a matter of Google practice, documents in Google's possession about its products and services are normally created and maintained by the employees working on those products and services. As discussed above, my team and Mr. Hulse's team are primarily assigned to the San Francisco Bay Area, meaning that the documents relating to the design and development of YouTube's playlist features, such as source code, product requirements documents and other technical documentation, would be created and maintained primarily in the San Francisco Bay Area.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

Executed on October 7, 2022, at San Bruno, California.

  
\_\_\_\_\_  
Phil Harnish

**CERTIFICATE OF SERVICE**

I hereby certify that on October 11, 2022, I caused a true and accurate copy of the foregoing document to be served on the following counsel of record as indicated:

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